

CITY COUNCIL  
ATLANTA, GEORGIA

A RESOLUTION

BY PUBLIC SAFETY AND LEGAL  
ADMINISTRATION COMMITTEE

01-*R*-1168

**A RESOLUTION AUTHORIZING PAYMENT IN THE  
AMOUNT OF \$1,000.00 IN SETTLEMENT OF THE CLAIM  
OF LISA JOANN HORNE AGAINST THE CITY OF  
ATLANTA AND FOR OTHER PURPOSES**

**WHEREAS, Lisa Joann Horne** has filed a claim against the City of Atlanta seeking damages arising out of a collision between a vehicle operated by Craig Cooper, an employee of the Department of Police, and Ms. Horne's vehicle; and

**WHEREAS,** the collision occurred when the City employee made an improper left turn and collided with the claimant's vehicle; and

**WHEREAS,** the claimant has asserted damages in the amount of \$10,000.00, but has agreed to accept the sum of \$1,000.00 in full and complete satisfaction and settlement of her claim against the City of Atlanta; and

**WHEREAS,** the City Attorney has recommended that the claim of **Lisa Joann Horne** be settled for the sum of \$1,000.00.

**WHEREAS,** this claim was previously denied by City Council on September 18, 2000.

**THEREFORE, BE IT RESOLVED** that the Council of the City of Atlanta, Georgia that resolution number 00-R-1405 be hereby rescinded and that \$1,000.00 be paid by the City of Atlanta in satisfaction of any and all claims **Lisa Joann Horne** may have stemming from damages sustained as a result of a vehicular collision that occurred at Ponce de Leon Avenue and Clifton Street on or about March 31, 2000.

**BE IT FURTHER RESOLVED** that the Chief Financial Officer be and hereby authorized to pay the above mentioned sum from account number 1A01/529017/T31001.

A true copy,

*Rhonda Daughin Johnson*  
Municipal Clerk, CMC

ADOPTED by the Council  
RETURNED WITHOUT SIGNATURE OF THE MAYOR  
APPROVED as per City Charter Section 2-403

AUG 06, 2001

AUG 15, 2001

**DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY**

Claim No. 00L0239

Date: July 12, 2001

Claimant /Victim LISA JOANNE HORNE

BY: (Atty)(Ins. Co.) \_\_\_\_\_

Address: 2837 Knollberry Lane, Decatur, Georgia 30034

Subrogation: \_\_\_\_\_ Claim for Property damage \$ \_\_\_\_\_ Bodily Injury \$ 10,000.00

Date of Notice: 04/17/00 Method: Written, proper X Improper \_\_\_\_\_

Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X

Date of Occurrence 03/31/00 Place: Ponce de Leon Avenue and Clifton Street

Department Police Division: \_\_\_\_\_

Employee involved Craig Cooper Disciplinary Action: One Day Suspension

NATURE OF CLAIM: The driver of the City vehicle made an improper left turn and collided with the claimant's vehicle causing her to be injured in the above amount.

**INVESTIGATION:**

Statements: City employee \_\_\_\_\_ Claimant \_\_\_\_\_ Others \_\_\_\_\_ Written \_\_\_\_\_ Oral \_\_\_\_\_

Pictures \_\_\_\_\_ Diagrams \_\_\_\_\_ Reports: Police X Dept Report \_\_\_\_\_ Other \_\_\_\_\_

Traffic citations issued: City Driver X Claimant Driver \_\_\_\_\_

Citation disposition: City Driver \_\_\_\_\_ Claimant Driver \_\_\_\_\_

**BASIS OF RECOMMENDATION:**

Function: Governmental X Ministerial \_\_\_\_\_

Improper Notice \_\_\_\_\_ More than Six Months \_\_\_\_\_ Other \_\_\_\_\_ Damages reasonable \_\_\_\_\_

City not involved \_\_\_\_\_ Offer rejected \_\_\_\_\_ Compromise settlement X

Repair/replacement by Ins. Co. \_\_\_\_\_ Repair/replacement by City Forces \_\_\_\_\_

Claimant Negligent \_\_\_\_\_ City Negligent X Joint \_\_\_\_\_ Claim Abandoned \_\_\_\_\_

Respectfully submitted,

  
\_\_\_\_\_  
INVESTIGATOR - DIANNE C. MITCHELL

**RECOMMENDATION:**

Pay \$ 1,000.00 Adverse \_\_\_\_\_ Account charged: 1A01 X 2J01 \_\_\_\_\_ 2H01 \_\_\_\_\_

Claims Manager:  Concur/date 07-12-01

Committee Action: \_\_\_\_\_ Council Action \_\_\_\_\_

Law Office of  
**SHERYL L. BURKE**  
Tower Place  
3340 Peachtree Road, N.E., Suite 1800  
Atlanta, Georgia 30326

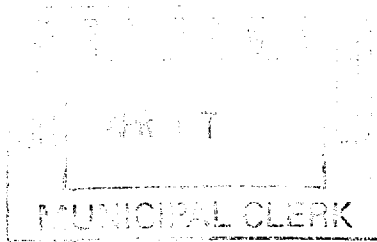
*Mitchell*  
*04/21/00*  
*DM*

Telephone (404) 814-5257

Facsimile (404) 814-5241

April 13, 2000

City of Atlanta  
Municipal Clerk  
Attn: Sherry Butler  
55 Trinity Avenue S.W.  
Atlanta, GA 30335-0332



ENTERED - 04/26/00 - tew  
00L0239 - DIANNE C. MITCHELL

04-17-00 P05:35 IN

RE:            Date of Loss:            3/31/00  
                 Our Client(s):        Lisa Horne  
                 Your Insured:        Craig Cooper

Dear Ms. Butler:

Please be advised that this office has been retained to represent the legal rights and interest of the above-referenced individual(s) relative to the injuries and damages sustained in an automobile collision on the above date. **Please direct all further correspondence to this office.**

Pursuant to **O.C.G.A. 33-3-38**, we request that you provide our office with the names of each insurance carrier and policy limits for any company which may be liable for our client's injuries including primary, secondary, excess, and umbrella policies. Also, we request that you disclose to us as attorneys for the claimant(s), the name of each known insured who may be liable to the claimant(s) for this claim.

Sincerely,

*Sheryl L. Burke/wep*  
Sheryl L. Burke  
Attorney At Law

SLB:lr

RCS# 3033  
8/06/01  
2:56 PM

Atlanta City Council

Regular Session

CONSENT

Pages 1-15

ADOPT

YEAS: 15  
NAYS: 0  
ABSTENTIONS: 0  
NOT VOTING: 1  
EXCUSED: 0  
ABSENT 0

SEE ATTACHED LISTING OF  
ITEMS ADOPTED/ADVERSED  
ON CONSENT AGENDA

*Unanimous*

Y McCarty  
Y Starnes  
Y Bond  
Y Winslow

Y Dorsey  
Y Woolard  
Y Morris  
Y Muller

Y Moore  
Y Martin  
Y Maddox  
Y Boazman

Y Thomas  
Y Emmons  
Y Alexander  
NV Pitts

ITEM (S) REMOVED FROM  
CONSENT AGENDA  
01-O-1106  
01-R-1200  
01-R-1217

CONSENT

			08/06/01 Council Meeting
ITEMS ADOPTED ON CONSENT AGENDA	ITEMS ADOPTED ON CONSENT AGENDA	ITEMS ADVERSED ON CONSENT AGENDA	ITEMS ADVERSED ON CONSENT AGENDA
1. 01-O-1081	29. 01-R-1141	48. 01-R-1041	76. 01-R-1209
2. 01-O-1083	30. 01-R-1142	49. 01-R-1042	77. 01-R-1210
3. 01-O-1084	31. 01-R-1143	50. 01-R-1043	78. 01-R-1211
4. 01-O-1085	32. 01-R-1144	51. 01-R-1149	79. 01-R-1212
5. 01-O-1123	33. 01-R-1145	52. 01-R-1151	80. 01-R-1213
6. 01-O-1126	34. 01-R-1146	53. 01-R-1152	
7. 01-O-1105	35. 01-R-1147	54. 01-R-1153	
8. 01-O-1120	36. 01-R-1148	55. 01-R-1154	
9. 01-R-1130	37. 01-R-1189	56. 01-R-1155	
10. 01-R-1131	38. 01-R-1190	57. 01-R-1156	
11. 01-R-1132	39. 01-R-1191	58. 01-R-1157	
12. 01-R-1187	40. 01-R-1192	59. 01-R-1158	
13. 01-R-1188	41. 01-R-1193	60. 01-R-1159	
14. 01-R-1224	42. 01-R-1194	61. 01-R-1160	
15. 01-R-1227	43. 01-R-1195	62. 01-R-1161	
16. 01-R-1228	44. 01-R-1196	63. 01-R-1162	
17. 01-R-0103	45. 01-R-1197	64. 01-R-1163	
18. 01-R-1226	46. 01-R-1198	65. 01-R-1164	
19. 01-R-0971	47. 01-R-1199	66. 01-R-1165	
20. 01-R-1167		67. 01-R-1166	
21. 01-R-1168		68. 01-R-1201	
22. 01-R-1215		69. 01-R-1202	
23. 01-R-1218		70. 01-R-1203	
24. 01-R-1136		71. 01-R-1204	
25. 01-R-1137		72. 01-R-1205	
26. 01-R-1138		73. 01-R-1206	
27. 01-R-1139		74. 01-R-1207	
28. 01-R-1140		75. 01-R-1208	

01-L-1168

(Do Not Write Above This Line)

A RESOLUTION

BY PUBLIC SAFETY AND  
LEGAL ADMINISTRATION  
COMMITTEE

RESOLUTION AUTHORIZING  
PAYMENT IN THE AMOUNT OF  
\$1,000.00 IN SETTLEMENT OF THE  
CLAIM OF LISA JOANN HORNE  
AGAINST THE CITY OF ATLANTA  
AND FOR OTHER PURPOSES

APPROVED BY:

*Rosalind Rubens Newell*  
ROSALIND RUBENS NEWELL  
DEPUTY CITY ATTORNEY

AUG 06 2001

- ☐ COUNCIL  
☐ CONSENT REFER  
☐ REGULAR REPORT REFER  
☐ ADVERTISE & REFER  
☐ 1st ADOPT 2nd READ & REFER  
☐ PERSONAL PAPER REFER

Date Referred

Referred To:

Date Referred

Referred To:

Date Referred

Referred To:

First Reading

Committee \_\_\_\_\_  
Date \_\_\_\_\_  
Chair *C. F. Mark*  
Referred to \_\_\_\_\_

Committee *PS-LA*  
Date *7/31/01*  
Chair *C. F. Mark*  
Action: \_\_\_\_\_  
Fav, Adv, Hold (see rev. side) \_\_\_\_\_  
Other: \_\_\_\_\_  
Members \_\_\_\_\_  
Refer To \_\_\_\_\_

Committee \_\_\_\_\_  
Date \_\_\_\_\_  
Chair \_\_\_\_\_  
Action: \_\_\_\_\_  
Fav, Adv, Hold (see rev. side) \_\_\_\_\_  
Other: \_\_\_\_\_  
Members \_\_\_\_\_  
Refer To \_\_\_\_\_

FINAL COUNCIL ACTION  
☐ 2nd ☐ 1st & 2nd ☐ 3rd  
Readings  
☒ Consent ☐ V Vote ☒ RC Vote

CERTIFIED

CERTIFIED  
AUG 06 2001  
ATLANTA CITY COUNCIL PRESIDENT  
*Robert A. Parker*

CERTIFIED  
AUG 06 2001  
*Ruth Dugan Johnson*  
MUNICIPAL CLERK

MAYOR'S ACTION

APPROVED

AUG 15 2001

WITHOUT SIGNATURE  
BY OPERATION OF LAW